

CORPORATION OF THE CITY OF NEW WESTMINSTER



WATER SHORTAGE RESPONSE BYLAW NO. 6948, 2004

EFFECTIVE DATE: September 27, 2004

CONSOLIDATED FOR CONVENIENCE ONLY
(April 22, 2022)

This is a consolidation of the bylaws listed below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

| <u>AMENDMENT BYLAW</u> | <u>EFFECTIVE DATE</u> |
|------------------------|-----------------------|
| 7124 | September 25, 2006 |
| 7475 | October 24, 2011 |
| 7845 | May 16, 2016 |
| 7988 | April 9, 2018 |
| 8170 | January 1, 2020 |
| 8314 | May 1, 2022 |

The bylaw numbers highlighted in this consolidation refer to the bylaws that amended the principal Bylaw No. 6948. The number of any amending bylaw that has been repealed is not referred to in this consolidation.

Obtainable from the City Clerk's Office

CORPORATION OF THE CITY OF NEW WESTMINSTER

BYLAW NO. 6948, 2004

A BYLAW TO REGULATE WATER SHORTAGE RESPONSE

THE COUNCIL OF THE CITY OF NEW WESTMINSTER, in open meeting assembled, enacts as follows:

PART 1 : CITATION

- 1.1 This Bylaw may be cited as the "Water Shortage Response Bylaw No. 6948, 2004".

PART 2 : DEFINITIONS AND INTERPRETATION

BYLAW 7988, 2018

2.1 In this Bylaw:

- a) **Aesthetic cleaning** – means the use of water for cleaning when it is not for a health or safety reason.
- b) **Aesthetic water feature** – means a fountain, pond, or other water feature that primarily serves an aesthetic purpose. It does not include ponds that contain fish.
- c) **Automatic shut-off device** – means a device attached to a water hose that shuts off the supply of water automatically unless hand pressure is applied to operate the device.
- d) **Automatic vehicle wash system** – includes:
 - i. **Conveyor vehicle wash** – a commercial vehicle washing facility where the customer's vehicle moves through an enclosed conveyance mechanism during the wash.
 - ii. **In-bay vehicle wash** – a commercial vehicle washing facility where the customer parks the vehicle inside a bay, and the vehicle remains stationary while a spray mechanism moves over the vehicle to clean it.

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- e) **Automatic Watering** - means applying water using an automated water delivery system that required only minimal human intervention or supervision and typically employs mechanical, electronic, or other components and devices, including but not limited to timers, sensors, computers, or mechanical appliances.
- f) **Basic wash and rinse cycle** – means a process sequence in an automatic vehicle wash system that consists of a single wash stage followed by a single rinse stage and no additional processes or optional stages; typically this is the minimum level of service that a customer can select, where total water usage is less than 200 litres per vehicle.
- g) **Commercial cleaning operation** – means a company, partnership, or person that offers commercial cleaning services, including pressure washing, window cleaning, and other similar building cleaning services, to the public for a fee.
- h) **Commercial vehicle washing** – means commercial vehicle washing services offered to the public for a fee, but excludes car dealerships, fleet vehicle washing facilities, and charity car washes.
- i) **Commissioner** – means the commissioner of the Greater Vancouver Water District
- j) **Drip Irrigation** – means an irrigation system that delivers water directly to the root zone of the plant at a low flow rate through individual emission points (emitters) using droplets of water and excludes sprinkler irrigation systems, micro-spray systems, misting systems, and soaker hoses.
- k) **Edible plant** – means a plant grown for the purpose of human consumption.
- l) **European Chafer Beetle** – means an invasive insect pest whose larvae feed on the roots of grasses, causing serious damage to lawns. The Chafer Beetle larvae can be treated naturally using nematodes, which typically require a moist lawn for a period of 2 to 3 weeks from the day of application.
- m) **Flush water main** – discharging water from a water main for routine maintenance such as water quality management and measurement of firefighting flow capacity.
- n) **Golf course** – means the greens, tee areas, and fairways that are designed and maintained as playing surfaces for golf, but does not include rough areas or lawns that are not maintained as playing surfaces.

- o) **Governments/Schools/Parks** – includes property zoned for local government, provincial, or federal uses including road rights of way, and school, college, and university uses.
- p) **Hand wash and self-service facility** – a commercial vehicle washing facility where the facility’s staff washes the customer’s vehicle, or the customer wash their own vehicles with spray wands and brushes.
- q) **Health and safety reason** – means a precaution necessary to protect health and safety, including the removal of contaminants, bodily fluids, slip and fall hazards, controlling pests, and suppressing and controlling dust.
- r) **Impermeable surface** – means a material added to the surface of the ground, or on the exterior of a building or structure that is impermeable to water, including but not limited to glass, wood, concrete, asphalt, paving stones, and other similar materials.
- s) **Lawn** – means a cultivated area surrounding or adjacent to a building that is covered by grass, turf, or a ground cover plant such as clover, including areas such as boulevards, parks, school yards and cemeteries, but excluding golf courses, soil-based playing fields, and sand-based playing fields.
- t) **Local government** – means the local government members of the GVWD.

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- u) **Manual Watering** – means applying water using a device or tool that is manually held or operated by a human being, without automatic watering.
- v) **New lawn** – means a lawn that is newly established either by seeding or the laying of new sod or turf.
- w) **Non-residential** – includes properties zoned for a permitted use other than a residential use, including commercial, industrial, and institutional uses, and including a property zoned for mixed residential and non-residential uses, but excluding governments/schools/parks.
- x) **Non-residential pool and hot tub** – means a pool or hot tub permitted to be operated in accordance with health authorities having jurisdiction over pool and hot tub regulation, including pools and hot tubs operated by government agencies, hotels, multi-family strata corporations, and private clubs.
- y) **Odd-numbered civic address or Even-numbered civic address** – means the numerical portion of the street address of a property, and in the case of multi-unit commercial or residential complex such as

townhouses, condominiums or other strata-titled properties, means the numerical portion of the street address that is assigned to the entire complex, and not the individual unit number.

z) **Over-seeded** – means the application of grass seed on existing turf, typically in early fall or spring and may also include associated processes such as aeration, weeding, dethatching and fertilization, for the purpose of mitigating against grass thinning.

aa) **Permit** – means a permit issued under Part 5.

bb) **Person** – does not include a municipality, a regional district, the provincial government, but does not include any body appointed or created under an enactment of Canada or British Columbia.

cc) **Public Announcement** – means one or more advertisements or public service announcements in any one of:

- (i) a television or radio broadcast from a station that broadcasts to the Corporation of the City of New Westminster.
- (ii) a newspaper or other publication intended for general circulation, including one that is distributed without charge to the reader, that contains news and advertising, and is distributed within the Corporation of the City of New Westminster at least once per week.

dd) **Residential** – means a property zoned for single-family or multi-family residential use.

ee) **Residential pool and hot tub** – means a residential pool or hot tub installed for the use of the occupants and guests of one single family dwelling or duplex and does not require a permit in accordance with health authorities having jurisdiction over pool and hot tub regulation.

ff) **Restriction Stage** – means Stage 1 Restrictions, Stage 2 Restrictions, Stage 3 Restrictions, or Stage 4 Restrictions.

gg) **Sand-based playing field** – means a playing field that is constructed with a highly permeable sand-based root zone typically 30 to 40 centimeters deep over a drainage system with drain pipes bedded in gravel, and is designed and maintained to be playable year-round.

hh) **Soaker hose** – means a garden hose or pipe with small holes that allow water to seep into the ground, to the roots of plants, discharging water through the entire length of its porous surface.

ii) **Soil-based playing field** – means a playing field that is covered with grass, sod or turf that is designed and maintained to be played upon, or that is used for sporting or other community events and activities, but does not include lawns, golf courses, or sand-based playing fields.

- jj) **Stage 1 Restrictions** – means the restrictions on Water use described in sections 1.1, 1.2 and 1.3 of Schedule 1.
- kk) **Stage 2 Restrictions** – means the restrictions on Water use described in sections 2.1, 2.2 and 2.3 of Schedule 1.
- ll) **Stage 3 Restrictions** – means the restrictions on Water use described in sections 3.1, 3.2 and 3.3 of Schedule 1.
- mm) **Stage 4 Restrictions** – means the restrictions on Water use described in sections 4.1, 4.2 and 4.3 of Schedule 1.
- nn) **Vehicle** – means a device in, on or by which a person or item is or may be transported or drawn on a highway or other roadway.
- oo) **Water used as a noun** – means water supplied directly or indirectly by Greater Vancouver Water District or the Corporation of the City of New Westminster, whether or not mixed with rain water, gray water or recycled water.
- pp) **Water used as a verb, and “Watering”** – means the application or distribution of Water (used as a noun) to lands or plants but does not include the method known as “drip irrigation”;
- qq) **Water management plan** – means a plan proposed by the owner or operator of a golf course, soil-based playing field, and sand-based playing field operators and approved by the local government having jurisdiction. The plan sets out terms such as water use targets during the different stages of the DWCP, restrictions to reduce water use, and reporting requirements for the owner or operator.
- rr) **Water play park** – means a recreational facility that is primarily outdoors, including spray pools and wading pools, spray parks, splash pads, and water slides.
- ss) **Watering lawn** – means applying water to a lawn with any device or tool including but not limited to a sprinkler, hose, mister, or drip irrigation.
- tt) **Water Restriction Announcement** – means a Stage 1 Announcement, Stage 2 Announcement, a Stage 3 Announcement or a Stage 4 Announcement.
- uu) **Water Use Plan** – means a Water Use Plan approved by the Director of Engineering Services or representative for a business operation under Part 4.

2.2 The schedules to this Bylaw are integral parts of this Bylaw.

- 2.3 The Director of Engineering Services or representative may delegate some or all of his or her powers and duties under this Bylaw.

PART 3 : DECLARATION AND ANNOUNCEMENT OF RESTRICTION STAGES

- 3.1 (a) The Commissioner may, by letter to the City Clerk or representative, declare that the Greater Vancouver Water District has activated a Restriction Stage.
- (b) If the Commissioner makes a declaration under subsection (a), the Restriction Stage described in the declaration comes into force in Corporation of the City of New Westminster seventy-two hours after the Commissioner or the City Clerk or representative makes a Public Announcement of the declaration.
- (c) When a Restriction Stage comes into force under this section, a Restriction Stage that had been in force, if any, ceases to be in force.

BYLAW NO. 7845, 2016, 7988, 2018

- 3.2 If no Restriction Stage is in force on May 1 of any year, Stage 1 Restrictions come into force on that date without prior declaration of the Commissioner or announcement under section 3.3.

BYLAW NO. 7845, 2016

- 3.3 If the Commissioner declares that the Greater Vancouver Water District has activated either Stage 1, 2, 3 or 4 restrictions, a Public Announcement by the City Clerk or representative of the Commissioner is sufficient for the purposes of paragraph 3.1 (b) if it contains substantially the information set out in Schedule 1.

BYLAW NO. 7845, 2016; 7988, 2018

- 3.4 (a) Stage 1 Restrictions shall not remain in force after October 15th of any year, unless the Commissioner makes a declaration under this section.

BYLAW NO. 7988, 2018

- (b) At any time before or after October 15th of any year the Commissioner may, by letter to the City Clerk or representative declare that notwithstanding subsection (a), Stage 1 Restrictions will remain in force or come into force after October 15th.

BYLAW NO. 7988, 2018

- (c) Subsections 3.1(b), 3.1(c) and section 3.3 apply to a declaration made under this section, with such changes as are necessary, except that a Public Announcement of a declaration under this section shall state that Stage 1 Restrictions in force after October 15th, or Stage 2, 3 or 4 Restrictions at any time, will remain in force until further declaration of the Commissioner.
- (d) The Commissioner may make one or more declarations under this section.

PART 4 : BUSINESS WATER USE PLANS

4.1 A business operator may apply in writing to the Director of Engineering Services or representative for approval of a Water Use Plan stipulating:

BYLAW NO. 7845, 2016; 7988, 2018

- (a) the volume of Water historically consumed by the business operation from the 1st day of May to the 15th day of October of each year;

BYLAW NO. 7845, 2016; 7988, 2018

- (b) the volume of Water to be consumed by the business operation from the 1st day of May to the 15th day of October of each year;
- (c) the measures to be followed by the business operation to conserve Water and to reduce the use of Water;
- (d) the schedule for Watering specified areas within the grounds for each of Restrictions Stages 1-3;
- (e) that the business will report its actual water use to the Director of Engineering Services or representative not less than once per month when Stage 1 Restrictions or Stage 2 Restrictions are in force, and not less than once every two weeks when Stage 3 Restrictions are in force;
- (f) such other information or commitments, conditions or restrictions as the Director of Engineering Services or representative may require.

4.2 The Director of Engineering Services or representative may approve a proposed Water Use Plan in whole or in part, and may amend the proposed Water Use Plan, or add such other or further commitments, conditions and restrictions as the Director of Engineering Services considers advisable.

- 4.3 If the business operator consents to adopt a Water Use Plan approved by the Director of Engineering Services or representative, it shall signify such consent in writing, specifying the date on which the business operator will adopt the Water Use Plan, in which case the Water Use Plan shall come into force for that business on the later of the date specified in the notice of consent, or the date on which the Director of Engineering Services or representative or other official receives the written notice of consent.
- 4.4 If the business operator does not consent to adopt the Water Use Plan approved by the Director of Engineering Services or representative, the Water Use Plan shall be of no force or effect.
- 4.5 If a Water Use Plan is in force for a business operation, the business operator shall comply with all conditions and restrictions set out in the Water Use Plan.
- 4.6 The Director of Engineering Services or representative may terminate or suspend a Water Use Plan by notifying the business operator in writing at least seven days before the termination date.
- 4.7 A business operator may terminate a Water Use Plan by notifying the Director of Engineering Services or representative in writing, in which case the Water Use Plan is terminated on the later of the date specified in the notice, or the date on which the Director of Engineering Services or representative receives the notice.

PART 5 : PERMITS

BYLAW 7988, 2018

Permits

- 5.1 A Person who has installed a new lawn, either by placing sod or turf or by seeding, or who has installed new landscaping on a substantial part of the outdoor portion of a premises may apply to the Director of Engineering Services or representative for a Permit authorizing the Person to water the new lawn, new landscaping when Stage 1 Restrictions or Stage 2 Restrictions are in force for a 21 day period during the hours of 4 – 9 AM, at the premises described in the Permit. A Permit exempts the holder from Stage 1, 2 & 3 Restrictions, and does not exempt the holder from Stage 4 Restrictions.
- 5.2 A Person who wishes to treat their lawn with nematodes in order to control the European Chafer Beetle may apply to the Director of Engineering Services or representative for a Permit authorizing the Person to water the nematode treated lawn when Stage 1 Restrictions or Stage 2 Restrictions are in force for a 21 day period during the hours of 4 – 9 AM, at the premises described in the Permit. A Permit exempts the holder from Stage 1, 2 & 3 Restrictions, and does not exempt the holder from Stage 4 Restrictions.

BYLAW 8170, 2019; 8314, 2022

- 5.3 The Director of Engineering Services or representative, upon being satisfied that an applicant qualifies under section 5.1, shall issue a Permit to the applicant upon payment of a fee in the amount set out in the Engineering Fees and Rates Bylaw No. 7553, 2013.
- 5.4 A Permit issued under section 5.3 shall expire and be of no force or effect 21 days after the date of its issue, unless the Person has been issued an extension under section 5.5.
- 5.5 Before or after the expiration of a Permit issued under section 5.2, a Person may apply for one extension of the Permit on the same terms and conditions as may be imposed under section 5.2. Such an extension shall end on or before 42 days from the date of the issue of the Permit under section 5.3.

PART 6 : OFFENCES AND PENALTIES

- 6.1 Every Person who violates or contravenes any of the provisions of this Bylaw, or suffers or allows to be done any act or thing that violates or contravenes this Bylaw, commits an offence.
- 6.2 A prosecution under this Bylaw may be commenced by:
- (a) proceedings under Division 3 of Part 8, of the *Community Charter*;
or
 - (b) prosecution of the offence in accordance with the *Offence Act*.
- 6.3 If a prosecution is commenced pursuant to paragraph 6.2(a), upon conviction the offender shall be liable to a fine of:
- (a) \$100 if the offence is committed when Stage 1 Restrictions are in force;
 - (b) \$200 if the offence is committed when Stage 2 Restrictions are in force;
 - (c) \$500 if the offence is committed when Stage 3 Restrictions are in force; or
 - (d) \$1000 if the offence is committed when Stage 4 Restrictions are in force.
- 6.4 Subject to section 6.5, if a prosecution is commenced pursuant to section 6.2(b), upon conviction the offender shall be liable to pay a fine:

- (a) for a first conviction for an offence, of not more than \$10,000. and not less than \$3,000.;
 - (b) for a second or subsequent conviction for an offence, of not more than \$10,000. and not less than \$5,000. for each offence.
- 6.5 Where a prosecution is commenced against a commercial entity pursuant to section 6.2(b) for an offence committed while Stage 4 restrictions are in effect, whether or not a Water Use Plan is in effect for the offender, upon conviction that Person shall be liable to pay a fine of not less than \$5,000.
- 6.6 Section 6.4(b) applies whether or not a second or subsequent conviction is for conduct that preceded the conduct that is the subject matter of the prosecution then before the court.
- 6.7 If an offence under this Bylaw continues for more than one day, separate fines each not exceeding the maximum fine for that offence may be imposed for each day or part thereof in respect of which the offence occurs or continues.
- 6.8 In a prosecution under this Bylaw the onus of establishing an exemption under subsections 1.2, 2.2, or 3.2 of Schedule 1 lies on the Person claiming the exemption.

PART 7 : DATE OF COMING INTO FORCE

- 7.1 This Bylaw comes into force and takes effect on the date of its passing.

PART 8: REPEAL OF BYLAW

- 8.1 Bylaw No. 6112, 1993 is hereby repealed.

SCHEDULE 1: RESTRICTION STAGES

BYLAW NO. 7988, 2018; 8314, 2022

STAGE 1 RESTRICTIONS

1.1 Subject to section 1.2 of this Schedule, when Stage 1 Restrictions are in force:

BYLAW NO. 8314, 2022

a) Residential Addresses shall not:

1.1.1 Water lawns, except:

- (i) at premises with even numbered civic addresses on Saturdays from 5 – 7 AM if using automatic watering and from 6 – 9 AM if using manual watering;
- (ii) at premises with odd numbered civic addresses on Sundays from 5 – 7 AM if using automatic watering and from 6 – 9 AM if using manual watering.

1.1.2 Water trees, shrubs, and flowers excluding edible plants, except:

- (i) on any day from 5 – 9 AM if using a sprinkler;
- (ii) on any day at any time if using a handheld hose, soaker hose, water container, or drip irrigation.

BYLAW NO. 8314, 2022

b) Non-Residential Addresses shall not:

1.1.1 Water lawns, except:

- (i) at premises with even numbered civic addresses on Mondays from 4 – 6 AM if using automatic watering and from 6 – 9 AM if using manual watering;
- (ii) at premises with odd numbered civic addresses on Tuesdays from 4 – 6 AM if using automatic watering and from 6 – 9 AM if using manual watering.

1.1.2 Water trees, shrubs, and flowers excluding edible plants, except:

- (i) on any day from 4 – 9 AM if using a sprinkler;
- (ii) on any day at any time if using a handheld hose, soaker hose, water container, or drip irrigation.

BYLAW NO. 8314, 2022

c) Governments/Schools/Parks shall not:

1.1.1 Water lawns and grass boulevards, except:

- (i) at premises with even numbered civic addresses on Mondays from 4 – 6 AM if using automatic watering and from 6 – 9 AM if using manual watering;
- (ii) at premises with odd numbered civic addresses on Tuesdays from 4 – 6 AM if using automatic watering and from 6 – 9 AM if using manual watering.

1.1.2 Water trees, shrubs, and flowers excluding edible plants, except:

- (i) on any day from 4 – 9 AM if using a sprinkler;
- (ii) on any day at any time if using a handheld hose, soaker hose, water container, or drip irrigation.

1.1.3 Water soil-based or sand-based playing fields, except:

- (i) on any day from 7 PM – 9 AM;
- (ii) if operating under an approved local government water management plan.

1.1.4 Flush water mains.

1.2 Section 1.1 of this Schedule does not apply to a person who waters new lawns or lawns being treated for European Chafer Beetle at premises described in a valid and subsisting Permit, provided the Person is and has been at all times in compliance with the Permit.

1.3 Notwithstanding Sections 1.1 and 1.2, when Stage 1 Restrictions are in force:

- a) all hoses shall have an automatic shut-off device;

- b) water shall not unnecessarily run off on impermeable surfaces such as driveways, curbs, pathways, or gutters when watering lawns and plants;
- c) artificial playing turf and outdoor tracks shall not be watered except for a health or safety reason;
- d) Hoses and taps must not run unnecessarily;
- e) irrigation systems shall not be faulty, leaking, or misdirected.

STAGE 2 RESTRICTIONS

2.1 Subject to Section 2.2 of this Schedule, when Stage 2 Restrictions are in force:

BYLAW NO. 8314, 2022

- a) Residential Addresses shall not:
 - 2.1.1 Water lawns.
 - 2.1.2 Water trees, shrubs, and flowers excluding edible plants, except:
 - (i) on any day from 5 – 9 AM if using a sprinkler;
 - (ii) on any day at any time if using a handheld hose, soaker hose, water container, or drip irrigation.
 - 2.1.3 Wash impermeable surfaces, except if:
 - (i) for a health or safety reason;
 - (ii) preparing a surface for painting or similar treatment;
 - (iii) aesthetic cleaning by a commercial cleaning operation.
 - 2.1.4 Top up or fill aesthetic water features.

BYLAW NO. 8314, 2022

- b) Non-residential Addresses shall not:
 - 2.1.1 Water lawns.
 - 2.1.2 Water trees, shrubs, and flowers excluding edible plants, except:

- (i) on any day from 4 – 9 AM if using a sprinkler;
- (ii) on any day at any time if using a handheld hose, soaker hose, water container, or drip irrigation.

2.1.3 Water golf course, except:

- (i) at any time on any one day in a 7-day period;
- (ii) if operating under an approved local government water management plan.

2.1.4 Wash impermeable surfaces, except if:

- (i) for a health or safety reason;
- (ii) preparing a surface for painting or similar treatment;
- (iii) aesthetic cleaning by a commercial cleaning operation;

2.1.5 Top up or fill aesthetic water features.

BYLAW NO. 8314, 2022

c) Governments/Schools/Parks shall not:

2.1.1 Water lawns and grass boulevards.

2.1.2 Water trees, shrubs, and flowers excluding edible plants, except:

- (i) on any day from 4 – 9 AM if using a sprinkler;
- (ii) on any day at any time if using a handheld hose, soaker hose, water container, or drip irrigation.

2.1.3 Water soil-based playing fields, except:

- (i) on less than 4 days in a 7-day period from 7 PM – 9 AM;
- (ii) if operating under an approved local government water management plan.

2.1.4 Water sand-based playing fields, except:

- (i) on any day from 7 PM – 9 AM;
- (ii) if operating under an approved local government water management plan.

2.1.5 Flush water mains.

2.1.6 Operate water play parks and pools, except water play parks with user-activated switches.

2.1.7. Top up or fill aesthetic water features.

2.2 Section 2.1 of this Schedule does not apply to a person who waters new lawns or lawns being treated for European Chafer Beetle at premises described in a valid and subsisting Permit, provided the Person is and has been at all times in compliance with the Permit.

2.3 Notwithstanding Sections 2.1 and 2.2, when Stage 2 Restrictions are in force:

- a) all hoses shall have an automatic shut-off device;
- b) water shall not unnecessarily run off on impermeable surfaces such as driveways, curbs, pathways, or gutters when watering lawns and plants;
- c) artificial playing turf and outdoor tracks shall not be watered except for a health or safety reason;
- d) Hoses and taps must not run unnecessarily;
- e) irrigation systems shall not be faulty, leaking, or misdirected.

STAGE 3 RESTRICTIONS

3.1 Subject to Section 3.2 of this Schedule, when Stage 3 Restrictions are in force:

a) Residential Addresses shall not:

3.1.1 Water lawns.

3.1.2 Water trees, shrubs, and flowers excluding edible plants:

- (i) if using a sprinkler or soaker hose;
- (ii) except on any day at any time if using a handheld hose, water container, or drip irrigation.

3.1.3 Wash impermeable surfaces, except if:

- (i) for a health or safety reason;
- (ii) preparing a surface for painting or similar treatment by a commercial cleaning operation.

- 3.1.4 Top up or fill aesthetic water features.
- 3.1.5 Top up or fill pools and hot tubs.
- 3.1.6 Wash vehicles and boats, except to clean windows, lights, mirrors, licence plates, and boat engines for safety.

b) Non-Residential Addresses shall not:

- 3.1.1 Water lawns.
- 3.1.2 Water trees, shrubs, and flowers excluding edible plants:
 - (i) if using a sprinkler or soaker hose;
 - (ii) except on any day at any time if using a handheld hose, water container, or drip irrigation.
- 3.1.3 Water golf course except if operating under an approved local government water management plan.
- 3.1.4 Wash impermeable surfaces, except if:
 - (i) for a health or safety reason;
 - (ii) preparing a surface for painting or similar treatment by a commercial cleaning operation.
- 3.1.5 Top up or fill aesthetic water features.
- 3.1.6 Top up or fill pools and hot tubes, except for pools and hot tubs with a permit to operate in accordance with health authorities having jurisdiction over pool and hot tub regulation.
- 3.1.7 Wash vehicles and boats, except to clean windows, lights, mirrors, licence plates, and boat engines for safety.
- 3.1.8 Operate commercial vehicle washing, except if:
 - (i) a facility that installed an automatic vehicle wash system before November 1, 2017, is operating on a basic wash and rinse cycle only;
 - (ii) a facility that installed an automatic vehicle wash system before November 1, 2017, is operating using a water recycling system that achieves a minimum 60% water recovery rate over the full wash cycle;

- (iii) a hand wash and self-service facility, is operating using high-pressure wands or brushes that achieve a maximum flow rate of 11.4 litres per minute.
- c) Governments/Schools/Parks shall not:
 - 3.1.1 Water lawns and grass boulevards.
 - 3.1.2 Water trees, shrubs, and flowers:
 - (i) if using a sprinkler or soaker hose;
 - (ii) except on any day at any time if using a handheld hose, water container, or drip irrigation.
 - 3.1.3 Water soil-based playing fields no more than 3 days in a 7-day period from 7 PM – 9 AM, except if operating under an approved local government water management plan.
 - 3.1.4 Water sand-based playing fields no more than 5 days in a 7-day period from 7 PM – 9 AM except if operating under an approved local government water management plan.
 - 3.1.5 Flush water mains.
 - 3.1.6 Operate water play parks.
 - 3.1.7 Top up or fill aesthetic water features.
 - 3.1.8 Top up or fill pools and hot tubs, except for pools and hot tubs with a permit to operate in accordance with health authorities having jurisdiction over pool and hot tub regulation.
 - 3.1.9 Wash vehicles and boats, except to clean windows, lights, mirrors, licence plates, and boat engines for safety.
- 3.2 Section 3.1 of this Schedule does not apply to a person who waters new lawns or lawns being treated for European Chafer Beetle at premises described in a valid and subsisting Permit, provided the Person is and has been at all times in compliance with the Permit.
- 3.3 Notwithstanding Sections 3.1 and 3.2, when Stage 3 Restrictions are in force:
 - a) all hoses shall have an automatic shut-off device;
 - b) water shall not unnecessarily run off on impermeable surfaces such as driveways, curbs, pathways, or gutters when watering lawns and plants;

- c) artificial playing turf and outdoor tracks shall not be watered except for a health or safety reason;
- d) Hoses and taps must not run unnecessarily;
- e) irrigation systems shall not be faulty, leaking, or misdirected.

STAGE 4 RESTRICTIONS

4.1 Subject to Section 4.2 of this Schedule, when Stage 4 Restrictions are in force:

a) Residential Addresses shall not:

4.1.1 Water lawns.

4.1.2 Water trees, shrubs, flowers, and edible plants.

4.1.3 Top up or fill aesthetic water features.

4.1.4 Top up or fill pools and hot tubs.

4.1.5 Wash impermeable surfaces except if ordered by a regulatory authority having jurisdiction for a health or safety reason.

4.1.6 Wash vehicles and boats, except to clean windows, lights, mirrors, licence plates, and boat engines for safety.

b) Non-Residential Addresses shall not:

4.1.1 Water lawns.

4.1.2 Water trees, shrubs, flowers and edible plants.

4.1.3 Water golf courses.

4.1.4 Wash impermeable surfaces, except if ordered by a regulatory authority having jurisdiction for health or safety reason.

4.1.5 Top up or fill aesthetic water features.

4.1.6 Top up or fill pools and hot tubs.

4.1.7 Wash vehicles and boats, except to clean windows, lights, mirrors, licence plates, and boat engines for safety.

4.1.8 Operate commercial vehicle washing.

c) Governments/Schools/Parks shall not:

- 4.1.1 Water lawns and grass boulevards.
 - 4.1.2 Water trees, shrubs, flowers and edible plants.
 - 4.1.3 Water soil-based playing fields.
 - 4.1.4 Water sand-based playing fields.
 - 4.1.5 Flush water mains.
 - 4.1.6 Operate water play parks.
 - 4.1.7 Top up or fill aesthetic water features.
 - 4.1.8 Top up or fill pools and hot tubs.
 - 4.1.9 Wash vehicles and boats, except to clean windows, lights, mirrors, licence plates, and boat engines for safety.
- 4.2 Notwithstanding Sections 4.1 and 4.2, when Stage 4 Restrictions are in force:
- a) all hoses shall have an automatic shut-off device;
 - b) water shall not unnecessarily run off on impermeable surfaces such as driveways, curbs, pathways, or gutters when watering lawns and plants;
 - c) artificial playing turf and outdoor tracks shall not be watered except for a health or safety reason;
 - d) Hoses and taps must not run unnecessarily;
 - e) irrigation systems shall not be faulty, leaking, or misdirected.

EXEMPTIONS

- 5.1 The restrictions set out in Parts 1-3 of this Schedule do not apply to a Person operating under a valid and subsisting Water Use Plan issued under Part 4 of this Bylaw, provided that the Person is in compliance with the Water Use Plan.
- 5.2 Notwithstanding the activation of any stage of water restrictions, the Corporation of the City of New Westminster may use water and is exempt from the water restrictions applicable to that stage, where use of water is needed to carry out activities needed for the purpose of protecting public health and safety.

BYLAW 7845, 2016

SCHEDULE 2 DELETED

BYLAW 7845, 2016

SCHEDULE 3 DELETED

BYLAW 7845, 2016

SCHEDULE 4 DELETED

BYLAW 7845, 2016

SCHEDULE 5 DELETED

BYLAW NO. 8314, 2022

SCHEDULE 6 DELETED